

# **EXHIBIT KK**

Stephanie Benight, Ph.D.

1                   IN THE UNITED STATES DISTRICT COURT  
 2                   FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
 3                   CHARLESTON DIVISION  
 4

5       IN RE: ETHICON, INC.,                   )  
       PELVIC REPAIR SYSTEM                   )  
 6       PRODUCTS LIABILITY                   )   Master File No.  
       LITIGATION                               )   2:12-MD-02327  
 7    )   MDL 2327  
   )

8    )  
   )   JOSEPH R. GOODWIN  
 9    )   U.S. DISTRICT JUDGE

10       THIS DOCUMENT RELATES TO:           )  
       THE CASES LISTED BELOW               )

11   )  
       Mullins, et al. v.                     )   2:12-cv-02952  
 12       Ethicon, Inc., et al.               )

13       Sprout, et al. v.                     )   2:12-cv-07924  
       Ethicon, Inc., et al.               )

14   )  
       Iquinto v. Ethicon, Inc.,             )   2:12-cv-09765  
 15       et al.                                 )

16       Daniel, et al. v.                     )   2:13-cv-02565  
       Ethicon, Inc., et al.               )

17   )  
       Dillon, et al. v.                     )   2:13-cv-02919  
 18       Ethicon, Inc., et al.               )

19       Webb, et al. v. Ethicon,             )   2:13-cv-04517  
       Inc., et al.                           )

20   )  
       Martinez v. Ethicon,                  )   2:13-cv-04730  
 21       Inc., et al.                          )

22       McIntyre, et al. v.                  )   2:13-cv-07283  
       Ethicon, Inc., et al.               )

23  
 24       VIDEOTAPED DEPOSITION OF STEPHANIE BENIGHT, Ph.D.  
 25       Tuesday, October 13, 2015, 11:45 a.m.

Stephanie Benight, Ph.D.

1 of 48 hours"?

2 Was there some written protocol that you  
3 received that told you that was the process you were  
4 to follow?

5 MR. HUTCHINSON: Object to form.

6 THE WITNESS: Well, from a fundamental  
7 perspective, we did QUV treatment of the polymer  
8 samples because that's covered in over hundreds of  
9 literature articles and -- including intentionally  
10 oxidizing polymer samples.

11 And for a specific protocol, we talked  
12 about earlier we followed that of Dr. Reitman, et  
13 al., given in a conference presentation.

14 BY MR. THORNBURGH:

15 Q. The -- but did Dr. Reitman, et al.,  
16 conference presentation instruct -- provide you  
17 instruction to photooxidize these samples for  
18 24 hours, to look at them using scanning electron  
19 microscopy, then photooxidize them for another  
20 48 hours, look at those samples using scanning  
21 electron microscopy, and then continue the process  
22 for another 48 hours?

23 MR. HUTCHINSON: Dan, in all candor,  
24 that's about six questions in one. Can you rephrase  
25 your question, please?

Stephanie Benight, Ph.D.

1 STATE OF CALIFORNIA )

2 COUNTY OF YOLO )

3 I, ELAINA BULDA-JONES, a Certified Shorthand  
4 Reporter of the State of California, duly authorized  
5 to administer oaths pursuant to Section 2025 of the  
6 California Code of Civil Procedure, do hereby  
7 certify that

8 STEPHANIE BENIGHT, Ph.D.,  
9 the witness in the foregoing deposition, was by me  
10 duly sworn to testify the truth, the whole truth and  
11 nothing but the truth in the within-entitled cause;  
12 that said testimony of said witness was reported by  
13 me, a disinterested person, and was thereafter  
14 transcribed under my direction into typewriting and  
15 is a true and correct transcription of said  
16 proceedings.

17 I further certify that I am not of counsel or  
18 attorney for either or any of the parties in the  
19 foregoing deposition and caption named, nor in any  
20 way interested in the outcome of the cause named in  
21 said deposition dated the \_\_\_\_\_ day of  
22 \_\_\_\_\_, 2015.

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25 ELAINA BULDA-JONES, CSR 11720